

Application No. 09/915,196
Declaration Of Alex K. Zettl and John P. Cumings
Reply to Office Action of May 28, 2004

Atty Dkt No. 6125-0001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

John P. CUMINGS et al.

Confirmation No.: 5292

Serial No.: 09/915,196

Group Art Unit: 1773

Filing Date: July 24, 2001

Examiner: Hoa T. LE

Title: TELESCOPED MULTIWALL NANOTUBE AND MANUFACTURE THEREOF

DECLARATION OF ALEX K. ZETTL AND JOHN P. CUMINGS

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

We, Alex K. Zettl and John P. Cumings, declare as follows:

We are co-inventors in the above-identified U.S. Patent Application Number 09/915,196, entitled "Telescoped Multiwall Nanotube And Manufacture Thereof," filed July 24, 2001 (hereinafter "the '196 application"). The '196 application is assigned to The Regents of the University of California.

We are the inventors of the subject matter disclosed in an article reported in *Electronic Properties of Novel Materials – Molecular Nanostructures*, No. 544, pp. 526-532, 14th International Winterschool/Euroconference, Kirchberg, Austria (2000), entitled "Sharpened Nanotubes, Nanobearings, and Nanospring."

We are co-authors in the article described in paragraph 2, above.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

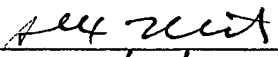
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IN THE TESTIMONY WHEREOF we have hereunto set our signature on the date indicated below.

Alex K. Zettl

John P. Cumings


Date: 8/11/04

Date: _____

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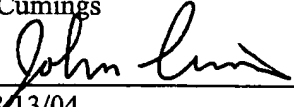
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Date: _____

John P. Cumings



Date: 8/13/04 _____

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